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The Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Swintec Corporation
File: B-226963
Date: April 28, 1987

DIGEST

Protest raising same issues as those resolved in a recent decision on a protest by the same protester and involving the same agency and awardee is dismissed as no useful purpose would be served by further consideration of the protest.

DECISION

Swintec Corporation protests the award of a Federal Supply Schedule contract for electric/electronic typewriters to International Business Machines Corporation (IBM) for the regions of Europe, Japan, Okinawa, and Korea, under solicitation No. FCGE-D3-75373-N, issued by the Federal Supply Service, General Services Administration (GSA). Swintec contends that the contracting officer improperly considered a price reduction (quantity discount) by IBM for typewriter ribbons that resulted in IBM's being evaluated as the low offeror.

We dismiss the protest.

The issues raised here are identical to those resolved in Swintec Corporation, B-225657, Apr. 3, 1987, 87-1 CPD ¶ ____. Indeed, Swintec reasserts the same reasons for protest and relies upon the same documents and the same information adduced at the conference held in the prior protest. In that decision, we held that IBM properly provided to the contracting officer prior to bid opening evidence of substantial sales of typewriter ribbons to the government at newly reduced prices, as permitted by the solicitation, so that the contracting officer properly evaluated IBM's bid to reflect the price reduction in effect prior to bid opening. We therefore denied Swintec's protest.

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Since the issues raised by Swintec in this protest are the same as the issues that were resolved in our decision of April 3, we see no useful purpose to be served by our further consideration of the protest. Canon U.S.A., Inc., B-213554, Aug. 20, 1984, 84-2 CPD ¶ 195 at 7.

The protest is dismissed.

A handwritten signature in cursive script that reads "Ronald Berger". The signature is written in dark ink and is positioned above the typed name and title.

Ronald Berger
Deputy Associate
General Counsel